(1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

WRIT PETITION NO. 2794 /2003

PETITIONER : Vishnu Prasad Sahu,
Aged about 55 years,
S/o Jatiram Sahu,
R/O Village Sandi,
Post Office Bhansoj
Police Station - Arang
Distt. Raipur (C.G.)

P.R. No. 2639/03
Presented by Shri Vinod Lal Chandani
dated 03.09.03

VERSUS

RESPONDENTS : 1) State of Chhattisgarh
Through : The Secretary
Water Resource Department
D.K.S. Bhawan, Raipur (C.G.)

2) The Assistant Labour Commissioner
Division - Raipur
Distt. Raipur (C.G.)

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WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(21)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.2794/ सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

09.09.2003

Shri Pushpendra K. Patel, counsel for the petitioner.

Shri Ranbir Singh, Govt. Advocate for the State/respondent No.1.

Heard both the counsel.

By this petition, the petitioner seeks to challenge the action of the respondents that they are going to retire him at the age of 58 years whereas, the age of superannuation is fixed as 62 years. The petitioner is working since 15.03.78 on the post of Mate in the Water Resources Department, Sub-Division No.4, Nara Section, Distt. Raipur. The respondents have taken steps to retire the petitioner on 30.09.2003, whereas the superannuation age is fixed as 62 years by the State Government.

The petitioner has not been able to establish his claim on any material, which goes to show that the respondents are going to retire him on 30th of September, 2003. It seems that the petition has been filed merely on the apprehension and for that there is no material on record which supports the apprehension of the petitioner. Therefore, the petition is liable to be dismissed and the same is dismissed being pre-mature.

Consequently, M.(W.)P.No.2556/2003 & I.A.No.8390/2003 stand disposed of.

Sd/-
L.C.BHADOO
Judge

Soma

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